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EX(3)
PATENT
Amend B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Nikolaus THERES

Serial No.: 09/403,262

Filed: October 15, 1999

For: PLANTS WITH CONTROLLED SIDE-SHOOT FORMATION AND/OR CONTROLLED ABSCISSION ZONE FORMATION

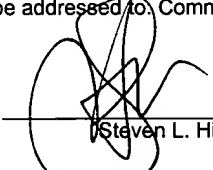
Group Art Unit: 1638

Examiner: Ashwin Mehta

Atty. Dkt. No.: DEBE:016US/SLH

Same as
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CERTIFICATE OF MAILING 37 C.F.R. §1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date below:	
December 18, 2002 Date	 Steven L. Highlander

AMENDMENT AND REQUEST FOR RECONSIDERATION

Hon. Commissioner of Patents
Washington DC 20201

Dear Sir:

This is in response to the Office Action mailed on June 18, 2002, to which a response is due on December 18, 2002, by virtue of the Petition for Extension of Time, and payment of fees filed on March 13, 2002. Should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/10211576/SLH. Please amend the application as follows.

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